

**AN ORDINANCE OF THE BOARD OF
COMMISSIONERS OF WARRICK COUNTY, INDIANA
ESTABLISHING THE ROAD USAGE AGREEMENT FUND**

WHEREAS, Indiana's Home Rule statute (Ind. Code 36-1-3, *et seq.*) grants the Board of Commissioners of Warrick County the power, by ordinance, to create funds that are necessary to conduct the affairs of the County;

WHEREAS, Chapters 70 and 72 of the Warrick County, IN Code of Ordinances sets forth traffic rules and weight limit restrictions for those vehicles operated on or across Warrick County highway;

WHEREAS, Section 70.08 of the Warrick County, IN Code of Ordinances authorizes the Board of Commissioners of Warrick County to enter into a road usage agreement with a person when required by Chapter 70 of the Warrick County, IN Code of Ordinances or as otherwise may be required by the Board of Commissioners and/or the Warrick County Highway Engineer;

WHEREAS, Section 70.08 of the Warrick County, IN Code of Ordinances authorizes the Board of Commissioners of Warrick County to collect a fee as part of a road usage agreement executed pursuant to said Section 70.08; and

WHEREAS, the Board of Commissioners of Warrick County has determined there is a need to establish a Road Usage Agreement fund for the purpose of collecting fees paid to Warrick County as part of any road usage agreement executed pursuant to Section 70.08 of the Warrick County, IN Code of Ordinances, to be used for the support and maintenance of all Warrick County highways.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana as follows:

The Code of Ordinances of Warrick County, Indiana, is hereby amended to include a new Section 37.26, entitled "Road Usage Agreement Fund", as follows:

- (A) The Board of Commissioners of Warrick County hereby establishes the Road Usage Agreement Fund for the purpose of collecting fees paid to Warrick County as part of any road usage agreement executed by Warrick County pursuant to Section 70.08 of the Warrick County, IN Code of Ordinances. The application of monies deposited into the Road Usage Agreement Fund shall be for the support and maintenance of all Warrick County highways, in the discretion of the Board of Commissioners.
- (B) The Road Usage Agreement Fund shall be non-reverting and perpetual until terminated by the terms of this Ordinance or by enactment of a subsequent ordinance or amendment. In the event the Road Usage Agreement Fund is

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terminated for any reason, the disposition of the fund balance, if any, shall be determined by the Board of Commissioners of Warrick County.

This Ordinance shall be effective upon passage.


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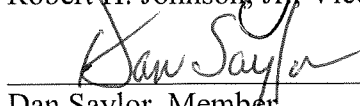
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Passed and adopted by the Board of Commissioners of Warrick County, Indiana,
this 13th day of September, 2021.

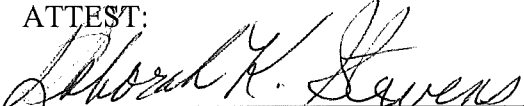
WARRICK COUNTY
BOARD OF COMMISSIONERS


Terry J. Philippe, President

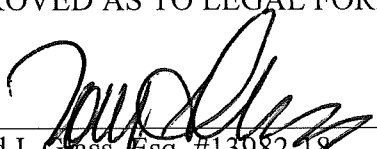

Robert H. Johnson, Jr., Vice President


Dan Saylor, Member

ATTEST:


Deborah K. Stevens, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:


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